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MAR 25 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No. : 7,004,350 B2
Applicant : OROUMIEH, Robert
Serial No. : 10/801,194 Assignee: Amity Rubberized Pen Co.
Filed : Mar. 15, 2004 Issued: Feb. 28, 2006
For : DISPENSER FOR TOOTHPICKS AND TABLETS

REQUEST FOR STATUS ON PETITION TO CORRECT INVENTORSHIP IN AN ISSUED PATENT PURSUANT TO 37
C.F.R. § 1.324 AND 35. U.S.C. § 256

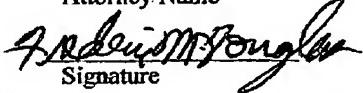
I hereby certify that this paper is being deposited with the United States Postal Service as Express Mail, Post Office to Addressee, #EH567507107 US in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, V.A. 22313-1450

Mar. 25, 2009

Date of Deposit

Frederic M. Douglas

Attorney Name



Signature

48,813

PTO Registration No.

Mar. 25, 2009

Date of Signature

Dear Sir/Madam:

Assignee respectfully requests prompt notice of the status of the September 24, 2006 petition to correct inventorship (attached as Exhibit A). To date, no action has been taken other than prohibited third party submittals, which have no standing under office rules and relevant case law. As to those unauthorized third party submittals, Assignee respectfully requests that they be removed from the Patent File and discarded pursuant to 37 C.F.R. § 1.322(a)(2)(ii). Those submittals include the following: An "opposition" to Assignee's petition was filed on or about October 27, 2006 by third party Harris Cohen; a "Supplemental Opposition" filed by the same third party on or about January 31, 2008; and, a "Petition to Expunge Assignment Records in Issued Patent 7,004,350" filed again by the same third party on or about January 31, 2008; and, most recently, that third party filed a petition to correct inventorship to seek to add himself as an inventor to Assignee's patent. All of these third-party documents were filed and accepted by the Office and entered into the file of Assignee's issued patent against the office's own regulations. These third party submittals seek relief to which third parties are not entitled. To date,

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more than two years after Assignee submitted a proper petition to correct inventorship (See Exhibit B, stamped return post card), the Office has not communicated with Assignee nor acted in furtherance of a decision on the September 24, 2006 petition. While this Office's regulations require that these third party filings be summarily removed and discarded, for the avoidance of any doubt as to their lack of procedural or substantive merit, Assignee discusses below each third party filing on procedural and substantive grounds.

October 27, 2006 Cohen Opposition

Harris Cohen is a third party with no ownership interest in Assignee, nor Assignee's U.S. Patent No. 7,004,350. Mr. Cohen filed an "Opposition to Petition to Correct Inventorship in an Issued Patent Pursuant to 37 C.F.R. 1.324 and 35 U.S.C. § 256." Cohen's October 27, 2006 "opposition" alleges several grounds as to why Assignee's petition to correct inventorship should be denied. For instance, Mr. Cohen states that Assignee's petition "does not provide facts required to show the alleged error was without deceptive intent as required by 35 U.S.C. § 256." It should be noted that Mr. Cohen cites no authority for this position, nor does Mr. Cohen state what facts were provided or what facts were not provided to make a sufficient showing under 35 U.S.C. § 256.

Assignee's petition stated:

"Assignee respectfully requests correction of inventorship in the above-captioned issued patent. As detailed in the attached Declaration in Support of Petition to Correct Inventorship, Ms. Mary Lewis should be added as an inventor. Assignee submits that Ms. Lewis was inadvertently omitted as an inventor without deceptive intent on the part of the inventor."

MPEP § 1481.02 provides a sample statement to comply with 37 C.F.R. § 1.324(b)(1):

"In order to satisfy this, a statement such as the following is sufficient:

'The inventorship error of failing to include John Smith as an inventor of the patent occurred without any deceptive intention on the part of John Smith.'

Nothing more is required. The examiner will determine only whether the statement contains the required language; the examiner will not make any comment as to whether or not it appears that there was in fact deceptive intention (see MPEP § 2022.05). (emphasis in original).

As explained by the Office in MPEP 1481.02, Assignee did indeed provide the facts required to show a lack of deceptive intent to support its petition to correct inventorship.

Mr. Cohen also states that Assignee's petition "does not present facts as to why the original oath of Mr. Robert Oroumieh was false or the error arose without any deceptive intention." Mr. Cohen provides no citation to any regulation or other legal authority, let alone any description of any relevant facts to support his contention. This is because no such authority exists to support his allegations and his statement of the facts is the actual false statement. Mr. Cohen made false statements and provided falsified evidence to the Examiner during the prosecution of his U.S. Patent No. 7,066,349. Assignee has filed proof of Mr. Cohen's false statement with the court and can provide copies of such evidence if the Office so requests. There is no such requirement that the applicant's "original oath" be false or even that the oath is addressed in a petition to correct inventorship in an issued patent. As shown above, and as described in Assignee's petition, all necessary facts have been provided to the Office.

Mr. Cohen makes another statement that Assignee's petition is defective for failing to list him as the inventor or co-inventor for Assignee's patent. No such requirement exists to add a third party in relation to whether Ms. Mary Lewis should be added as an inventor. Additionally, Mr. Cohen is not an inventor, nor had he ever been named by Assignee or the other inventors as an inventor for Assignee's patent.

Third parties, such as Mr. Cohen, have no standing to demand that the Office issue or refuse to issue a Certificate of Correction. See MPEP 1480 I., 37 C.F.R. § 1.322(a)(2); see also *Hallmark Cards, Inc. v. Lehman*, 959 F. Supp. 539, 543-44, 42 U.S.P.Q.2d 1134, 1138 (D. D.C. 1997); see also *Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory, Inc.*, 218 F.Supp.2d 1243, 1250-51 (S.D. Cal. 2002) (“Because the alleged infringer is not a necessary party to a claim for correction under § 256, the fact that it does not concur in the decision to correct a patent does not create a correction dispute under § 256.”); *FFOC Co. v. Invent A.G.*, 882 F. Supp. 642, 650 (E.D. Mich. 1994).

Third party submittals, such as Mr. Cohen’s filings regarding Assignee’s patent, are not to be made of record in Assignee’s patent file, nor retained by the Office. 37 C.F.R. § 1.322(a)(2)(ii). Instead of following its own procedures, the Office has made Mr. Cohen’s third-party submittals of record in Assignee’s patent file. Assignee requests that the Office remove third-party submittals from its patent file. Additionally, Assignee notes that MPEP §§ 503 and 1480 I. state that the Office will not correspond with third parties on whether the Office intends to issue a Certificate of Correction.

Mr. Cohen further states that Assignee’s petition to correct inventorship should be denied because Assignee’s petition “is calculated to mislead by failing to apprise the U.S. Patent Office that suit (Exhibit A) was filed . . . two days after filing the petition.” The Office requires notice of litigation be supplied in interferences, re-examinations, and re-issue applications, none of which apply to Assignee’s patent. Nevertheless, it would have been impossible for Assignee to report the filing of a suit on September 27, 2006 in a petition filed on September 24, 2006. Furthermore, Assignee prepared federal form AO 120, a “Report on Filing of Patent/Trademark Action” on September 27, 2006 (See Exhibit C).

Mr. Cohen states that Assignee’s petition is “incomplete” for failing to mention in the prior petition that inventorship was called into question in the later filed litigation. Once again, Mr. Cohen

provides no authority to support his contention nor any recitation of relevant facts. Mr. Cohen's statements in paragraph 5 of his October 27, 2006 petition should be addressed as explained above regarding his statements in paragraph 4.

Mr. Cohen goes on to state that Assignee's petition is incomplete for failing to notify the Office that "the issue or inventorship needs to be decided in an inter partes action" in a lawsuit "as provided by 35 U.S.C. § 256." (Emphasis in original). There is no such requirement in the statute nor regulation. As stated above, Mr. Cohen has no standing under 35 U.S.C. § 256 nor under the Office's rules to contest a petition for a Certificate of Correction.

Mr. Cohen's final allegation in his October 27, 2006 petition is that he "believes himself to be the inventor or co-inventor of U.S. Patent No. 7,004,350 B2" and that the inventorship issue should be decided in the present lawsuit "on notice and hearing of all parties" as required by 35 U.S.C. § 256." It should be noted that Mr. Cohen did not provide a declaration, under penalty of perjury, to support his allegation that he is "an inventor or co-inventor" of Assignee's patent. Mr. Cohen did not provide such a declaration as he knows that such a declaration would be a false statement. The cited statute refers to "notice and hearing of all parties" to a *patent* and not "parties" to a *lawsuit*. *Nichols Institute Diagnostics, Inc. v. Scantibodies Clinical Laboratory, Inc.*, 218 F.Supp.2d 1243, 1250-51 (S.D. Cal. 2002) ("Because the alleged infringer is not a necessary party to a claim for correction under § 256, the fact that it does not concur in the decision to correct a patent does not create a correction dispute under § 256.").

January 31, 2008 Cohen Supplemental Opposition

On or about January 31, 2008, Mr. Cohen filed a "Supplemental Opposition to Petition to Correct Inventorship in an Issued Patent Pursuant to 37 C.F.R. 1.324 and 35 U.S.C. § 256" Cohen's Supplemental Opposition alleges what it purports to be several additional grounds as to why Assignee's

petition to correct inventorship should be denied. It should be noted that, as explained above, Mr. Cohen has no standing to oppose Assignee's petition to correct inventorship. Assuming, *arguendo*, that Mr. Cohen's statements should be considered, Assignee addresses these statements below.

Mr. Cohen states that Assignee's petition is defective for lack of "good title" to Assignee's patent and that Assignees "has not and cannot establish ownership" of Assignee's patent "as required by 37 C.F.R. § 3.73." As shown above, once Assignee made the showing of lack of deceptive intent, concurrence by previously named inventors and the Assignee, "Nothing more is required. The examiner will determine only whether the statement contains the required language." MPEP § 2022.05). The Office does not determine "good title" nor does the Office "establish ownership." Assignee received all title to its patent by a written assignment from the inventors executed September 12, 2006 and recorded with the Office on September 26, 2006 at Reel/Frame 018338/0115. Once the assignment is recorded, the Office conducts no inquiry as to any disputes in "good title" or "ownership."

"It should be noted that recording of the assignment is merely a ministerial act; it is not an Office determination of the validity of the assignment document nor the effect of the assignment document on the ownership of the patent property. See 37 CFR 3.54 and MPEP § 317.03." MPEP § 301.01 V. (A).

Regarding "as required by 37 C.F.R. § 3.73" Mr. Cohen does not specify which of the several portions of that regulation is asserted in this situation. However, it is noted that 37 C.F.R. § 3.73 (b)(1)(ii) provides that ownership is established by submitting to the Office a signed statement identifying the assignee, accompanied by documentary evidence of the chain of title from the original owner to the assignee that is recorded in the assignment records of the office (e.g., reel and frame number). Such documentary evidence was provided through the September 26, 2006 recordation of the assignment from the inventors to Assignee at Reel 018338 and Frame 0115. 37 C.F.R. § 3.73 (c)(1) provides that establishment of ownership must be submitted before or concurrently with the document

requesting action. The establishment of ownership was provided on September 24, 2006 and the petition to correct inventorship was submitted on September 24, 2006. Thus, Mr. Cohen's reliance upon 37 C.F.R. § 3.73 is to no negative effect to Assignee's petition to correct inventorship.

Mr. Cohen states in his Supplemental Opposition that Assignee's petition for a certificate of correction should be denied because he has filed a "Petition to Expunge Assignment Records in Issued Patent No. 7,004,350." See Exhibit C, page 3, paragraph 2. The Office does not expunge recorded assignment documents, even if the assignment documents are later deemed invalid. MPEP § 323. See *In re Ratny*, 24 U.S.P.Q.2d 1713 at *3 (Comm'r Pat., May 13, 1992). Thus, Mr. Cohen's Petition to Expunge should be summarily be denied, removed from the file of Assignee's patent, and have no influence on the outcome of Assignee's Petition for a Certificate of Correction of Inventorship.

Mr. Cohen's Supplemental Opposition continues to assert inconsequential grounds not decided by the Office and amount to a statement that Assignee's lawsuit against Mr. Cohen deprives the Office from making a decision on Assignee's petition to correct inventorship.

February 24, 2009 Cohen Petition to Correct Inventorship

Mr. Cohen filed a "Petition to Correct Inventorship in an Issued Patent Pursuant to 37 CFR 1.324 and 35 U.S.C. § 256" on or about February 24, 2009 to have his name added to the inventors listed on Assignee's patent. As stated above, Mr. Cohen is not an inventor for Assignee's patent and he has no ownership rights or title to Assignee's patent. Additionally, his petition does not comply with 35 U.S.C. § 256 nor Office regulations.

35 U.S.C. § 256 requires that the Office may issue a certificate of correction of inventorship on "application of all the parties and assignees." Mr. Cohen's petition fails to even assert agreement by Assignee or the other inventors to his petition.

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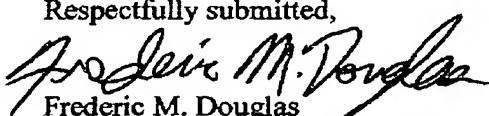
MAR 25 2009

Mr. Cohen's petition to correct Assignee's patent also violates 37 C.F.R. § 1.324(b)(2) because Mr. Cohen failed to include a statement from the current named inventor, Robert Oroumieh, that states agreement to the proposed change in inventorship or stating no disagreement to the requested change. Mr. Cohen's petition is also defective under 37 C.F.R. § 1.324(b)(3) for failing to include the required statement from the Assignee, Amity Rubberized Pen Company.

Thus, Mr. Cohen's petition to correct inventorship does not comply with the Office's regulations. Mr. Cohen did not file a petition to suspend the Office's rules under 37 C.F.R. § 11.3. However, even if Mr. Cohen would submit such a petition, it would be defective as 37 C.F.R. § 11.3 does not permit suspension of rules which are a requirement of statute. 35 U.S.C. § 256 requires that Mr. Cohen submit his petition with an "application of all the parties and assignees." Thus, Mr. Cohen cannot obtain suspension or waiver of the Office's regulation in this regard.

Dated: Mar 25, 2009

Respectfully submitted,



Frederic M. Douglas
Patent Office Reg. No. 48,813
Attorney for Assignee
(949) 293-0442

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No. : 7,004,350 B2
Applicant : OROUMIEH, Robert
Serial No. : 10/801,194 Assignee: Amity Rubberized Pen Co.
Filed : Mar. 15, 2004 Issued: Feb. 28, 2006
For : DISPENSER FOR TOOTHPICKS AND TABLETS

REQUEST FOR STATUS ON PETITION TO CORRECT INVENTORSHIP IN AN ISSUED PATENT PURSUANT TO 37
C.F.R. § 1.324 AND 35. U.S.C. § 256

EXHIBIT A

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No. : 7,004,350 B2
 Applicant : OROUMIEH, Robert
 Serial No. : 10/801,194 Assignee: Amity Rubberized Pen Co.
 Filed : Mar. 15, 2004 Issued: Feb. 28, 2006
 For : DISPENSER FOR TOOTHPICKS AND TABLETS

PETITION TO CORRECT INVENTORSHIP IN AN ISSUED PATENT PURSUANT TO 37 C.F.R. § 1.324 AND 35.
U.S.C. § 256

I hereby certify that this paper is being deposited with the United States Postal Service as Express Mail, Post Office to Addressee, # EQ43608316 US in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, V.A. 22313-1450

Sep 24 2006

Date of Deposit

Frederic M. Douglas
Attorney Name

Frederic M. Douglas
Signature

48,813
PTO Registration No.

Sep 24, 2006
Date of Signature

Dear Sir/Madam:

Assignee respectfully requests correction of inventorship in the above-captioned issued patent. As detailed in the attached Declaration in Support of Petition to Correct Inventorship, Ms. Mary Lewis should be added as an inventor. Assignee submits that Ms. Lewis was inadvertently omitted as an inventor without any deceptive intent on the part of the inventor.

09/27/2006 RHEBRAH 00000089 10801194

01 FC:1464

130.00 UP

Dated: Sep 24, 2006

Respectfully submitted,

Frederic M. Douglas
Frederic M. Douglas
Patent Office Reg. No. 48,813
Attorney for Assignee
(949) 293-0442

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Express Mail EQ43608316 US



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MAR 25 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No. : 7,004,350 B2
 Applicant: OROUMIEH, Robert
 Serial No. : 10/801,194
 Filed : Mar. 15, 2004
 For : DISPENSER FOR TOOTHPICKS AND TABLETS

Assignee: Amity Rubberized Pen Co.
 Issued: Feb. 28, 2006

DECLARATION IN SUPPORT OF PETITION TO CORRECT INVENTORSHIP IN AN ISSUED PATENT PURSUANT TO 37 C.F.R. § 1.324 AND 35 U.S.C. § 256

I hereby certify that this paper is being deposited with the United States Postal Service as Express Mail, Post Office to Addressee, # FQ436083161 US in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, V.A. 22313-1450

Sep 24, 2006

Date of Deposit

Frederic M. Douglas
Attorney Name

Frederic M. Douglas
Signature

48,813

PTO Registration No.

Sep 24, 2006

Date of Signature

Dear Sir/Madam:

The inventorship error of failing to include Mary Lewis as an inventor of the patent occurred without any deceptive intention on the part of Mary Lewis.

Signed: Mary C. Lewis
 Printed Name: Mary Lewis
 City, State of Residence: 149 W. Blessington Upland, CA 91784
 Date: 9-21-06

I agree to the above change of inventorship.

Signed: RD
 Robert Oroumieh, co-inventor
 Date: 9-21-06

As a duly authorized officer of, Amity Rubberized Pen Company, the assignee of U.S. Patent No. 7,004,350, I confirm the assignee's agreement in the above requested addition of Mary Lewis as inventor.

Amity Rubberized Pen Company

Signed: RD
 Printed Name: Robert Oroumieh
 Title: PRESIDENT
 Date: 9-21-06

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MAR 25 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
COMBINED REVOCATION OF POWER OF ATTORNEY, NEW POWER OF ATTORNEY,
CHANGE OF CORRESPONDENCE ADDRESS, AND STATEMENT UNDER 37 C.F.R. § 3.73(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This paper is for filing in the utility patent number 7,004,350 (Ser. No. 10/801,194)

Doc. No. App. No. Patent No. Filing Date Issue Date

AM08-01 10/801,194 7,004,350 15-Mar-04 28-Feb-06

Revocation of Power of Attorney

I hereby revoke all previous powers of attorney given in the patent number 7,004,350.

Power of Attorney

I hereby appoint the following practitioner as my attorney to transact all business in the U.S. Patent and Trademark Office connected with patent number 7,004,350:

Frederic M. Douglas
Registration No.: 48,813
Customer No.: 34247

Change of Correspondence Address

Please change the correspondence address (including fee address) for patent number 7,004,350:

Frederic M. Douglas 15333 Culver Drive Suite 340 PMB 114 Irvine, California 92604-3051	E-mail: patentcounselor@cox.net Telephone: (949) 293-0442 Facsimile: (949) 203-8768
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Statement under 37 C.F.R. § 3.73(b)

Amity Rubberized Pen Company states that it is the Assignee of record of the entire right, title, and interest in patent number 7,004,350 by virtue of an assignment from the inventor(s).

Small Entity Status under 37 C.F.R. § 1.27

Amity Rubberized Pen Company is entitled to assert small entity status for patent number 7,004,350.

Signature

The undersigned, whose title is supplied below, is authorized to act on behalf of the Assignee.

Amity Rubberized Pen Company
(Assignee)

Dated: 9-21-06

By:

R. Oraumieh
(Signature)
ROBERT ORAUMIEH
(Printed Name)
PRESIDENT
(Title)

EQ436083161US



9-26-06

MAR 25 2009
Jewell

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/171 (09-06)
Approved for use through 03/31/2007. OMB 0651-0037

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

PROCESSING FEE**Under 37 CFR 1.17(i)****TRANSMITTAL**

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	10/1801194
Filing Date	Mar 15, 2004
First Named Inventor	Orumire, Robert
Art Unit	
Examiner Name	
Attorney Docket Number	AMC6-01

Enclosed is a paper filed under 37 CFR 1.324 that requires a processing fee (37 CFR 1.17(i)).Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned paper and faxed or mailed to the Office using the appropriate Mail Stop, if applicable. For transmittal of petition fees under 37 CFR 1.17(f), (g) or (h), see form PTO/SB/17p.

Payment of Fees (small entry amounts are NOT available for the processing fees)

- The Commissioner is hereby authorized to charge the following fees to Deposit Account No. _____
- processing fee under 37 CFR 1.17(i) any deficiency of fees and credit of any overpayments
- Enclose a duplicative copy of this form for fee processing.
- Check in the amount of \$ 130.00 is enclosed. *Check No. 147*
- Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

**Processing Fees under 37 CFR 1.17(i): Fee \$130 Fee Code 1808 for all,
Except for § 1.221 papers (Fee Code 1803)**

For papers filed under:

- § 1.28(c)(3) - for processing a non-licensed fee deficiency based on an error in small entity status.
- § 1.41 - for supplying the name or names of the inventor or inventors after the filing date without an oath or declaration as prescribed by § 1.63, except in provisional applications.
- § 1.49 - for correcting inventorship, except in provisional applications.
- § 1.52(d) - for processing a non-provisional application filed with a specification in a language other than English.
- § 1.53(b)(3) - to convert a provisional application filed under § 1.53(c) into a nonprovisional application under § 1.53(b).
- § 1.55 - for entry of late priority papers.
- § 1.71(g)(2) - to enter an amendment to the specification for purposes of 35 U.S.C. 103(c)(2) if not filed within the cited time periods.
- § 1.98(e) - for processing a belated submission under § 1.98.
- § 1.103(b) - for requesting limited suspension of action, continued prosecution application (§ 1.53(d)).
- § 1.103(c) - for requesting limited suspension of action, request for continued examination (§ 1.114).
- § 1.103(d) - for requesting deferred examination of an application.
- § 1.217 - for processing a redacted copy of a paper submitted in the file of an application in which a redacted copy was submitted for the patent application publication.
- § 1.221 - for requesting voluntary publication or republication of an application. Fee Code 1803
- § 1.291(e)(5) - for processing a second or subsequent protest by the same real party in interest.
- § 1.497(d) - for filing an oath or declaration pursuant to 35 U.S.C. 371(c)(4) naming an inventive entity different from the inventive entity set forth in the international stage.
- § 3.81 - for a patent to issue to assignee, assignment submitted after payment of the issue fee.

Frederick M. Douglas

Signature

Frederick M. Douglas

Typed or printed name

Sep 24, 2006

Date

48813

Registration No., if applicable

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-8199 and select option 2.

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EXHIBIT B

Express Mail EH567507107 US

10/801,194

U.S. Pat. No. 7,004,350

Express Mail EQ4366836105

SEP 25 2006

- Check No. 147 \$130.00
- PTO/SB/17; 1 page
- Petition to Correct Inventorship under 37 CFR 1.324
(1 page)
- Declaration to Support Petition under 37 CFR 1.324
(1 page)
- Revocation of Power of Atty, POA, Change Correspondence
Address, Statement under 37 CFR 3.73(b)
(1 page)



Pike Expedition, November 1806, Rocky Mountains

Frederic M. Douglass
15333 Culver Blvd
STE 340 PMB 114
Irvine CA 92604-3051

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant : OROUMIEH, Robert
Serial No. : 10/801,194 Assinee: Amity Rubberized Pen Co.
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EXHIBIT C

Express Mail EHS67307107 US

MAR 25 2009

GSAO 120 (Rev. 3/04)

TO: Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court, Central District of California on the following Patents or Trademarks:

DOCKET NO. 6	DATE FILED SEP 2006	U.S. DISTRICT COURT Central District of California
PLAINTIFF Amity Rubberized Pen Company	DEFENDANT MARKET QUEST GROUP, INCORPORATED, a California Corporation dba ALL-IN-ONE MANUFACTURING, ALLINONELINE.COM, an entity of unknown status, HARRIS COHEN, an individual, KAREN COHEN, an individual, DOES 1-10, inclusive.	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 7,004,350	2/28/2008	Amity Rubberized Pen Company
2 7,066,349	6/27/2008	Harts Cohen
3 2422967	1/23/2001	MarketQuest Group, Inc.
4 76/578980	3/3/2004	MarketQuest Group, Inc.
5		

In the above-enumerated case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY	<input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		
2		
3		
4		
5		

In the above-enumerated case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT		
CLERK	(BY) DEPUTY CLERK	DATE

Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy